Appl. No. 09/706,012
Office Action mailed April 27, 2004
Amendment Express Mailed September 7, 2004

Attorney Docket 10022/89

REMARKS

1. The Application was filed with Claims 1-56. Claims 1-40 have been cancelled, and new Claims 57-60 have been added. Claims 41-60 are pending in the application. The Examiner has objected to the drawings on the grounds that the drawings are informal, and that some of the drawings should be labeled as prior art.

Claims 1-22 are provisionally rejected under the judicially-created doctrine of double patenting over Claims 6 and 23-42 of co-pending application 09/676,227. Claims 1-22 are also rejected under 35 U.S.C. § 102(e), as being anticipated by U.S. Pat. No. 6,289,382 to Michel Bowman-Amuah. Claims 1-22 have been cancelled, thus mooting the rejections.

Claims 23-56 are rejected under 35 U.S.C. § 102(e), as being anticipated by U.S. Pat. No. 6,405,364 to Michel Bowman-Amuah. The Office Action also objects to informalities in a number of claims, including Claims 44-48, 50 and 53. Corrections of informalities have been made to Claims 42-48, 50 and 53. The Examiner is thanked for his courtesy in pointing out the errors.

2. Applicants have prepared formal drawings which are attached as Appendix A to this Amendment. No new matter was added in preparing the drawings. The Examiner is requested to enter the drawings.

The drawings are also objected to on the grounds that Figs. 5-13 show only what is old and should be labeled as "Prior Art." Applicants point out that the present application is a continuation-in-part of the co-pending application, from which some of the drawings were taken. Figs. 5-13 are described as preferred embodiments of the netcentric computing system or architecture. For Example, Fig. 5 is a block diagram of a preferred execution architecture of a netcentric computing system. Fig. 5 tracks Claim 1 of the application, including a netcentric execution architecture 32, presentation services 62, information services 64, communication services 66, communication fabric services 68, transaction services 70, environment services 72, base services 74, and business logic services 76.

Fig. 6 depicts the presentation services 62 described on p. 103-109 of the specification and which are part of the client workstations 78, 79, and 120 in Fig. 4. The remainder of Figs. 7-13 depicts similar new combinations of netcentric

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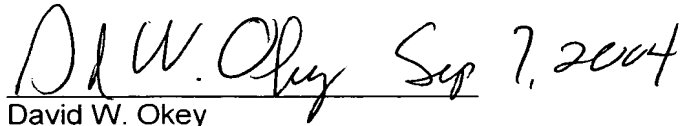
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computing systems or architectures. Accordingly, Applicants submit that it is improper to label Figs. 5-13 as "prior art." The Examiner is respectfully requested to withdraw the objection to the figures in the present application.

3. Claims 41-56 are rejected under 35 U.S.C. § 102(e), as being anticipated by U.S. Pat. No. 6,405,364 to Michel Bowman-Amuah ("Bowman-Amuah '364"). Applicants traverse the rejection of Claims 41-56 under 35 U.S.C. § 102(e). Applicants are unable to find many of the limitations and structural relationships of the claims in the Bowman-Amuah reference. For instance, in amended Claim 41, Bowman-Amuah '364 does not teach or describe a network/systems management component that surveys a status of network devices for event faults and health information and integrates into an overall management platform and provides monitoring redundancy. As another example, Bowman-Amuah '364 does not teach or suggest an operations data architecture that supports an overall service level agreement by defining how operations data is stored, accessed, used and distributed, and how an operations component interfaces to data generated by a different component. Support for the amendment is found at least in the claim as filed, and in the specification at: p. 159, lines 12-14; p. 167, lines 12-19 and p. 168, lines 15-17; p. 174, line 27, to p. 175, line 12; p. 177, lines 10-19; p. 168, lines 1-25; p. 192, lines 26-27; p. 195, line 32 to p. 197, line 3; p. 197, lines 11-15; and p. 158, lines 3-32. Amended Claim 41 is allowable over Bowman-Amuah '364.

Claims 42-56 depend from Claim 41, and include many limitations not taught or described in Bowman-Amuah. Claims 57-60 have been added. Support for new Claims 57-60 is found at least in the claims as filed and in the specification at p. 168, lines 25-26, for Claim 57; p. 168, lines 25-27 for Claim 58; p. 159, lines 14-16 for Claim 59; and p. 160, lines 15-18, for Claim 60.

4. Applicants have pointed out that the reference does not teach a number of limitations of the claims and respectfully request the Examiner to withdraw rejections of the claims. The Examiner is invited to contact the undersigned attorney for the Applicant via telephone at 312-321-4711 if such communication would expedite this application or would be helpful to the Examiner.

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Respectfully submitted,

David W. Okey
Registration No. 42,959
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
One Indiana Square, Suite 1600
Indianapolis, IN 46204
317-636-0886